

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ABINGDON DIVISION**

CLERKS OFFICE US DISTRICT COURT
AT ABINGDON, VA
FILED

July 21, 2025

LAURA A. AUSTIN, CLERK
Y: /s/ Kendra Campbell
DEPUTY CLERK

UNITED STATES OF AMERICA)
v.)
SAMUEL STEPHEN EALY,)
Defendant.)
Case No. 1:00CR00104-002
OPINION AND ORDER
JUDGE JAMES P. JONES

The defendant, previously sentenced by this Court, has filed a Motion to Cancel Liability for Fine, arguing that his liability for the fine imposed has expired. The Government has responded, contending that (1) by statute, 18 U.S.C. § 3613(b), his fine has not expired; (2) his motion is moot, since he has paid his fine; and (3) this Court lacks authority to modify or remit the fine because the Government has not petitioned the Court to do so.

After a careful review of the issues, I agree with the Government, at least as to points (1) and (2). Accordingly, it is **ORDERED** that the motion, ECF No. 1392, is DENIED.

ENTER: July 21, 2025

/s/ JAMES P. JONES
Senior United States District Judge